

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 02-2279**

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MARK J. MATNEY,

Plaintiff - Appellant,

versus

VOLUSIA COUNTY SHERIFF'S DEPARTMENT; STATE OF  
FLORIDA,

Defendants - Appellees.

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Appeal from the United States District Court for the Western  
District of Virginia, at Abingdon. James P. Jones, District Judge.  
(CA-02-178-1)

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Submitted: January 30, 2003

Decided: February 4, 2003

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Before WIDENER, NIEMEYER, and TRAXLER, Circuit Judges.

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Affirmed by unpublished per curiam opinion.

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Mark J. Matney, Appellant Pro Se.

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Unpublished opinions are not binding precedent in this circuit.  
See Local Rule 36(c).

PER CURIAM:

Mark J. Matney appeals the district court's order dismissing without prejudice his 42 U.S.C. § 1983 (2000) complaint. We have reviewed the record and find no reversible error. Accordingly, we affirm on the reasoning of the district court. See Matney v. Volusia County Sheriff's Dep't, No. CA-02-178-1 (W.D. Va. Oct. 22, 2002). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

AFFIRMED